THE HON'BLE SRI. JUSTICE GODA RAGHURAM

W.P.No. 6801 of 2006

17-04-2006

Between:-

Sri Badrinath

Petitioner

And

Central Power Distribution Company of Andhra Pradesh Ltd., (A.P. TRANSCO) having office at Singareni Bhavan, Hyderabad, rep., by its Managing Director and two others.

Respondents

THE HON'BLE SRI JUSTICE GODA RAGHURAM

W.P.No. 6801 of 2006

Oral order:

The petitioner's grievance is that the impugned provisional assessment notice dated 05-02-2006 has been issued under the provisions of the Indian Electricity (Supply) Act, 1948 instead of the Electricity Act, 2003.

Learned standing counsel for the respondents Sri V. Ajay Kumar, fairly concedes that an error has been committed, but however states that as the petitioner has submitted his objections to the provisional assessment notice and the same would be considered and appropriate orders would be passed in the final assessment orders. If the petitioner is aggrieved by the final assessment order, he is at liberty to pursue his appropriate remedies.

Recording the submission, the writ petition is disposed of with a direction that if the petitioner is aggrieved by the repetition of the error in the final assessment order, the petitioner is at liberty to pursue his appropriate remedies.

The writ petition is disposed of as above, at the stage of admission after hearing the learned standing counsel for the respondents. No costs.

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GODA RAGHURAM, J

Dated:17-04-2006

Pvks/*